


Date of Deposit September 20, 2005. I hereby certify that this Consented Motion to Extend the Time to File Answer is being deposited with the United States Postal Service, First Class Mail, addressed to Commissioner for Trademarks, Trademark Trial and Appeal Board, P.O. Box 1451, Alexandria, VA 22313-1451.


Robert B. Burlingame

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

HERON WINES,

Opposer,

V.

Winery Exchange, Inc.,

Applicant.

Opposition
No. 91166211

Ser. No. 78/429,993
Mark: HERON SOUND

CONSENTED MOTION TO EXTEND THE TIME TO FILE ANSWER

Commissioner for Trademarks
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Dear Sir or Madam:

The Notice of Opposition for this matter was mailed by the U.S. Patent and Trademark Office on August 11, 2005. Therefore, the due date for applicant Winery Exchange, Inc.'s answer to this opposition was scheduled to be September 20, 2005.

However, the parties to this opposition have agreed and stipulated that applicant Winery Exchange, Inc. shall be entitled to an extension of two weeks **up to, and including, October 4,**



2005, to answer or otherwise respond to this opposition. Counsel for the captioned opposer consented to this extension by telephone on September 20, 2005.

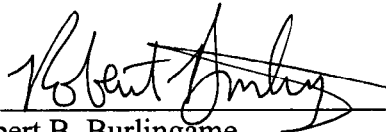
Applicant has sought the additional time in light of recent discussions between the parties and to enable Applicant to further examine the issues surrounding the opposition. This Consented Motion to Extend the Time to File Answer is made in good faith and not for the purpose of unnecessary delay, and it is respectfully requested that the stipulated extension be approved.

This Motion is submitted in triplicate as required by 37 C.F.R. Sections 2.102(d) and 2.121(d).

Dated: September 20, 2005

Respectfully submitted,

Winery Exchange, Inc.

By: 

Robert B. Burlingame
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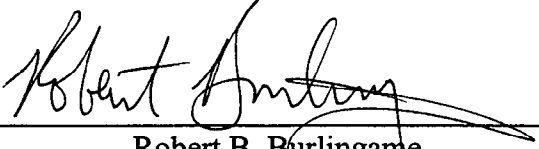
I, Robert B. Burlingame, the undersigned, hereby certify and declare under penalty of perjury that the following statements are true and correct:

1. I am over the age of 18 years and am not a party to the within cause. I am employed by Pillsbury Winthrop Shaw Pittman LLP in San Francisco, CA.
2. My business address is 50 Fremont Street, San Francisco, CA 94105. My mailing address is P.O. Box 7880, San Francisco, CA 94120-7880.
3. On September 20, 2005, I served a true copy of the attached document titled exactly CONSENTED MOTION TO EXTEND THE TIME TO FILE ANSWER by placing it in an addressed and sealed envelope and transmitting it by first-class mail, to the following:

**Susan E. Hollander
Manatt, Phelps & Phillips LLP
1001 Page Mill Road, Bldg 2
Palo Alto, CA 94304**

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 20th day of September, 2005, at San Francisco, CA.



Robert B. Burlingame